

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

The attached application, or

Application No. _____, filed on _____,

as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one Lilac Muller Date: 4/13/01
 Signature: Lilac Muller Citizen of: United States

Inventor two _____ Date: _____
 Signature: _____ Citizen of: _____

Inventor three _____ Date: _____
 Signature: _____ Citizen of: _____

Inventor four _____ Date: _____
 Signature: _____ Citizen of: _____

Additional inventors are being named on _____ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.
 DE 7037450 v1

Please type a plus sign (+) inside this box →

PTO/SB/81 (10-00)

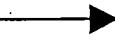
Approved for use through 10/31/2002. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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POWER OF ATTORNEY OR AUTHORIZATION OF AGENT	Application Number	Not Yet Assigned
	Filing Date	Not Yet Assigned
	First Named Inventor	Muller
	Group Art Unit	Not Yet Assigned
	Examiner Name	Not Yet Assigned
	Attorney Docket Number	19930-003200US

I hereby appoint:

Practitioners at Customer Number **20350**  **Place Customer Number Bar Code Label here**

Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

The above-mentioned Customer Number.

OR

<input type="checkbox"/> Firm or Individual Name			
Address			
Address			
City	State	ZIP	
Country			
Telephone	Fax		

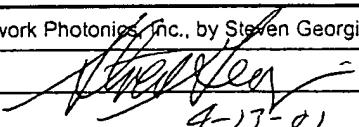
I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.

Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name	Network Photonics, Inc., by Steven Georgis, President
Signature	
Date	4-17-01

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*.

*Total of one form is submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

DE 7037453 v1

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Lilac MullerApplication No./Patent No.: Not Yet AssignedFiled/Issue Date: Not Yet AssignedEntitled: BISTABLE MICROMIRROR WITH CONTACTLESS STOPSNetwork Photonics, Inc. a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached. Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

4-13-01

Date



Signature

Steven Georgis

Typed or printed name

President

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

JUL 31 2003



JULY 29, 2003

PTAS

TOWNSEND AND TOWNSEND AND CREW LLP
DAVID N. SLONE
TWO EMBARCADERO CENTER, 8TH FLOOR
SAN FRANCISCO, CA 94111-3834

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

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700037867A

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/25/2003

REEL/FRAME: 013828/0575
NUMBER OF PAGES: 11

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

NETWORK PHOTONICS, INC.

DOC DATE: 06/17/2003

ASSIGNEE:

PTS CORPORATION, A DELAWARE
CORPORATION
101 INNOVATION DRIVE
SAN JOSE, CALIFORNIA 95134

SERIAL NUMBER: 10148710
PATENT NUMBER:FILING DATE: 11/18/2002
ISSUE DATE:SERIAL NUMBER: 10278182
PATENT NUMBER:FILING DATE: 10/21/2002
ISSUE DATE:SERIAL NUMBER: 09551256
PATENT NUMBER:FILING DATE: 04/18/2000
ISSUE DATE:SERIAL NUMBER: 09658158
PATENT NUMBER:FILING DATE: 09/08/2000
ISSUE DATE:

013828/0575 PAGE 2

SERIAL NUMBER: 09747064 PATENT NUMBER:	FILING DATE: 12/20/2000 ISSUE DATE:
SERIAL NUMBER: 10241105 PATENT NUMBER:	FILING DATE: 09/10/2002 ISSUE DATE:
SERIAL NUMBER: 09706489 PATENT NUMBER:	FILING DATE: 11/03/2000 ISSUE DATE:
SERIAL NUMBER: 10076182 PATENT NUMBER:	FILING DATE: 02/12/2002 ISSUE DATE:
SERIAL NUMBER: 10171434 PATENT NUMBER:	FILING DATE: 06/12/2002 ISSUE DATE:
SERIAL NUMBER: 60363724 PATENT NUMBER:	FILING DATE: 03/11/2002 ISSUE DATE:
SERIAL NUMBER: 10243924 PATENT NUMBER:	FILING DATE: 09/12/2002 ISSUE DATE:
SERIAL NUMBER: 09782882 PATENT NUMBER:	FILING DATE: 02/13/2001 ISSUE DATE:
SERIAL NUMBER: 09859069 PATENT NUMBER:	FILING DATE: 05/15/2001 ISSUE DATE:
SERIAL NUMBER: 10161838 PATENT NUMBER:	FILING DATE: 06/03/2002 ISSUE DATE:
SERIAL NUMBER: 60252784 PATENT NUMBER:	FILING DATE: 11/22/2000 ISSUE DATE:
SERIAL NUMBER: 09799916 PATENT NUMBER:	FILING DATE: 03/05/2001 ISSUE DATE:
SERIAL NUMBER: 09899013 PATENT NUMBER:	FILING DATE: 07/03/2001 ISSUE DATE:
SERIAL NUMBER: 09899002 PATENT NUMBER:	FILING DATE: 07/03/2001 ISSUE DATE:
SERIAL NUMBER: 09899001 PATENT NUMBER:	FILING DATE: 07/03/2001 ISSUE DATE:
SERIAL NUMBER: 10300438 PATENT NUMBER:	FILING DATE: 11/19/2002 ISSUE DATE:
SERIAL NUMBER: 10087040 PATENT NUMBER:	FILING DATE: 02/28/2002 ISSUE DATE:
SERIAL NUMBER: 09899014 PATENT NUMBER:	FILING DATE: 07/03/2001 ISSUE DATE:

0725/2003
700037867

Attorney Docket No. 019930-000000US

Form PTO-1595
(Rev. 10-02)
OMB No. 0651-0027 (exp. 5/31/2002)Recordation Form Cover Sheet
PATENTS ONLYU.S. Department of Commerce
U.S. Patent and Trademark Office

Tab settings □⇒⇒▼

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Network Photonics, Inc.

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

 Assignment Merger Security Agreement Change of Name Other:

Execution Date: June 17, 2003

2. Name and address of receiving party(ies):

Name: PTS Corporation

Internal Address: A Delaware Corporation

Street Address: 101 Innovation Drive

City: San Jose

State: CA

ZIP: 95134

Additional name(s) and address(es) attached? Yes No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No(s):

10/148,710

10/278,182

09/551,256

09/658,158

09/747,064

B. Patent No(s):

6,501,877

6,542,657

6,535,664

6,449,096

6,517,734

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: David N. Slone
TOWNSEND AND TOWNSEND AND CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
(650) 326-2400

6. Total number of applications and patents involved: 55

7. Total fee (37 CFR 3.41): \$2200.00

 Enclosed Authorized to be charged to deposit account

8. Deposit account number: 20-1430

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

David N. Slone
Atty. Reg. No. 28,572David Slone
SignatureJuly 25, 2003
Date

Total number of pages including cover sheet, attachments and documents: 11

Mail documents to be recorded with required cover sheet information to:

Mail Stop Assignment Recordation Services
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

GPO : 2000 OMB : 0651-0027 2014-030 101204Z JUN 2003

Form PTO-1505
Recordation Form Cover Sheet
Patents Only
Page 2

1. Additional name(s) of conveying party(ies):
(Continued from Page 1)

2. Additional name(s) and address(es) of receiving party(ies):
(Continued from Page 1)

3. Additional application number(s) or patent number(s):
(Continued from Page 1)

A. Patent Application No.(s)	B. Patent No.(s)
10/241,105	6,490,089
09/706,489	6,381,387
10/076,182	6,525,352
10/171,434	6,535,319
60/363,724	6,439,728
10/243,924	
09/782,882	
09/859,069	
10/161,838	
60/252,784	
09/799,916	
09/899,013	
09/899,002	
09/899,001	
10/300,438	
10/087,040	
09/899,014	
09/898,988	
09/899,004	
09/880,230	
09/954,662	
10/216,600	
09/941,325	
10/093,844	
10/279,388	
09/992,087	
09/992,849	
10/118,070	
10/099,392	
10/098,805	
10/306,826	
10/080,789	
10/095,794	
10/093,843	
10/150,810	
10/126,189	
10/401,416	
10/147,181	
10/242,213	
10/262,404	

EXHIBIT 3.02(b)

PATENT ASSIGNMENT

ASSIGNMENT AND TRANSFER OF PATENTS

WHEREAS, Network Photonics, Inc., a Delaware corporation, with offices at 4775 Walnut Street, Boulder, Colorado 80301 ("Assignor") owns certain patent applications and/or registrations, as listed in Exhibit A attached hereto and incorporated herein by this reference ("Patents"); and

WHEREAS, PTS Corporation, a Delaware corporation, with offices at 101 Innovation Drive, San Jose, California 95134 ("Assignee"), desires to acquire all of the right, title and interest of Assignor in, to and under the Patents;

WHEREAS, Assignor and Assignee have entered into a certain Asset Purchase Agreement, dated as of June 17, 2003 ("Assignment Agreement"), assigning, among other things, all right, title and interest in, to and under the Patents and in, to and under the registrations for same from Assignor to Assignee;

NOW, THEREFORE, for good and valuable consideration described in the Assignment Agreement, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby irrevocably sell, assign, transfer and convey unto Assignee all of its right, title and interest in and to the Patents, including all patent applications and divisions, continuations, continuations-in-part, reexaminations, substitutions, reissues, extensions and renewals of the applications and registrations for the Patents (and the right to apply for any of the foregoing); all rights to causes of action and remedies related thereto (including, without limitation, the right to sue for past, present or future infringement, misappropriation or violation of rights related to the foregoing); and any and all other rights and interests arising out of, in connection with or in relation to the Patents throughout the universe, including without limitation all foreign counterparts and foreign equivalents of any of the foregoing.

Assignor authorizes and requests the patent officials in the United States and in any and all foreign jurisdictions to issue any and all letters patent and foreign counterparts or equivalents thereof to PTS Corporation, as assignee of the entire interest of Assignor therein, and covenants that Assignor has full right to convey the entire interest herein assigned and that Assignor has not executed and will not execute any agreements in conflict herewith.

Assignor further agrees, for itself, its successors and assigns, to execute such further documents and to perform such further lawful acts as may reasonably be required to effectuate this assignment.

IN WITNESS WHEREOF, Assignor has caused this assignment to be duly executed by an authorized officer on this 17th day of June, 2003.

Network Photonics, Inc.

By: Steve Georgis
Name: Steve Georgis
Title: President & CEO

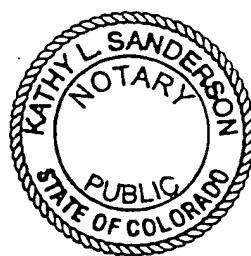
STATE OF Colorado)
) ss.
COUNTY OF Boulder)

On June 17, 2003, before me, the undersigned notary public in and for said County and State, personally appeared Steve Georgis

personally known to me [or]
 proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) Steve Georgis subscribed to the within instrument and acknowledged to me that Steve Georgis executed the same in his authorized capacity(ies) and that, by his signature(s) on the instrument, the person(s) or the entity(ies) upon behalf of which the person(s) acted executed the instrument.

Witness my hand and official seal.



Kathy L. Sanderson

My commission expires on

April 7, 2004
Kathy L. Sanderson
4775 Walnut Street
Boulder, CO 80301

TTC Ref Country ATTY(s) Handling	Title	Inventor	Application No.	Filing Date	Patent No.	Issue Date
019930-002300 US PMB (DNS)	Method for Reducing Leaching in Metal-Coated MEMS	Staple, Bevan Miller, David Muller, Lilac	09/799916	3/5/2001		
019930-002400 US PMB (DNS)	Optical Surface-Mount Lens Cell	Anderson, David Paul	09/899013	7/3/2001		
019930-002500 US PMB (DNS)	MEMS-Based, Non-Contacting, Free-Space Optical Switch	Staple, Bevan Roth, Richard S.	09/899002	7/3/2001		
019930-002600 US PMB (DNS)	Free-Space Optical Wavelength Routing Elements Based on Stepwise Controlled Tilting Mirrors	Buzzetta, Victor Staple, Bevan Marinelli, David	09/899000	7/3/2001	6535319	3/18/2003
019930-002700 US PMB (DNS)	Two-Dimensional Free-Space Optical Wavelength Routing Element Based on Stepwise Controlled Tilting Mirrors	Buzzetta, Victor	09/899001	7/3/2001		
019930-002710 US PMB (DNS)	Two-Dimensional Free-Space Optical Wavelength Routing Element Based on Stepwise Controlled Tilting Mirrors	Buzzetta, Victor	10/300438	11/19/2002		
019930-002800 US DMH (DNS)	Systems & Methods for Overcoming Stiction	Miller, David Muller, Lilac Anderson, Robert L.	10/087040	2/28/2002		
019930-003000 US DMH (DNS)	Methods & Apparatus for Providing a Multi-Stop Micromirror	Anderson, David Paul	09/899014	7/3/2001		
019930-003100 US DMH (DNS)	Systems & Methods for Overcoming Stiction Using a Lever	Anderson, David Paul	09/898988	7/3/2001		
019930-003200 US PMB (DNS)	Bistable Mirror with Contactless Stops	Muller, Lilac	09/899004	7/3/2001		
019930-003500 US PMB (DNS)	Micromirror Array Having Adjustable Angles	Anderson, Robert L. Staple, Bevan Roth, Richard S.	09/880230	6/12/2001		
019930-003600 US PMB (DNS)	Dual-Wave Optical Shared Protection Ring	Wahler, Ronald A. Bortolini, Edward J.	09/954662	9/12/2001		
019930-003700 US WFV (DNS)	Method & Apparatus for Protecting Wiring & Integrated Circuit Device	Anderson, Robert L. Reyes, David	10/216600	8/9/2002		



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

OCT 3 2001

SEPTEMBER 20, 2001

PTAS

TOWNSEND AND TOWNSEND AND CREW LLP
PATRICK M. BOUCHER
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111



101779274A

PM Boucher
019930-003Z00US

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RECORDATION DATE: 07/03/2001

REEL/FRAME: 011975/0074

NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
MULLER, LILAC

DOC DATE: 04/13/2001

ASSIGNEE:
NETWORK PHOTONICS, INC.
4775 WALNUT STREET
BOULDER, COLORADO 80301

SERIAL NUMBER: 09899004
PATENT NUMBER:

FILING DATE: 07/03/2001
ISSUE DATE:

TONYA LEE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

07-18-2001

FORM PTO-1619A
Expires 06/30/99
OMB 0651-0027

U.S. Department of Commerce
Patent and Trademark Office
PATENT



**RECORDATION FORM COVER SHEET
101779274
PATENTS ONLY**

Attorney Docket No. 19930-003200US

1040 U.S. PRO
09/899004
07/03/01

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

New
 Resubmission (Non-Recordation)
 Document ID #
 Correction of PTO Error
 Reel # Frame #
 Corrective Document
 Reel # Frame #

Conveyance Type

Assignment Security Agreement
 License Change of Name
 Merger Other
U.S. Government
 (For Use ONLY by U.S. Government Agencies)
 Departmental File Secret File

Conveying Party(ies) Mark if additional names of conveying parties attachedName (line 1) Lilac MullerExecution Date
Month Day Year
04 13 01Name (line 2) **Second Party**Name (line 1) Execution Date
Month Day YearName (line 2) 09/899004**Receiving Party** Mark if additional names of receiving parties attachedName (line 1) Network Photonics, Inc.

If document to be recorded
is an assignment and the
receiving party is not
domiciled in the United States,
an appointment of a domestic
representative is attached.
(Designation must be a
separate document from
Assignment.)

Name (line 2) Address (line 1) 4775 Walnut StreetAddress (line 2) Address (line 3) Boulder CO 80301

City

State/Country

Zip Code

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name Address (line 1) Address (line 2) Address (line 3) Address (line 4)

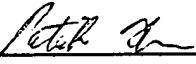
07/17/2001 REC'D BY 0651-0027 201430 09899004

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Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

Correspondent Name and Address		Area Code and Telephone Number	(303) 571-4000			
Name	Patrick M. Boucher					
Address (line 1)	Townsend and Townsend and Crew LLP					
Address (line 2)	Two Embarcadero Center					
Address (line 3)	Eighth Floor					
Address (line 4)	San Francisco, CA 94111					
Pages	Enter the total number of pages of the attached conveyance document		# 2			
Application Number(s) or Patent Number(s) <input type="checkbox"/> Mark if additional numbers attached. Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).						
Patent Application Number(s)		Patent Number(s)				
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>			
If this document is being filed together with a <u>new</u> Patent Application, enter the date the patent application was signed by the first named executing inventor.		Month	Day	Year		
		04	13	01		
Patent Cooperation Treaty (PCT)						
Enter PCT application number only if a U.S. Application Number has not been assigned.	PCT	<input type="text"/>	PCT	<input type="text"/>	PCT	<input type="text"/>
PCT	<input type="text"/>	PCT	<input type="text"/>	PCT	<input type="text"/>	
Number of Properties	Enter the total number of properties involved.		#	1		
Fee Amount	Fee Amount for Properties Listed (37 CFR 3.41): \$ 40					
Method of Payment: Deposit Account	<input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Deposit Account					
Enter for payment by deposit account or if additional fees can be charged to the account.)						
Deposit Account Number:		# 20-1430				
Authorization to charge additional fees:		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
Statement and Signature						
To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.						
Patrick M. Boucher (Reg. No. 44,037)				7/3/01		
Name of Person Signing		Signature		Date		

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Conveying Party(ies)

Mark if additional names of conveying parties attached

Enter additional Conveying Parties

Name (line 1) Execution Date
Month Day Year

Name (line 2) Execution Date
Month Day Year

Name (line 1) Execution Date
Month Day Year

Name (line 2) Execution Date
Month Day Year

Name (line 1) Execution Date
Month Day Year

Name (line 2)

Receiving Party(ies)

Mark if additional names of receiving parties attached

Enter additional Receiving Party(ies)

Name (line 1) If document to be recorded
is an assignment and the
receiving party is not
domiciled in the United
States, an appointment
of a domestic
representative is attached.
*(Designation must be
a separate document from
Assignment.)*

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3) City State/Country Zip Code

Name (line 1) If document to be recorded
is an assignment and the receiving
party is not
domiciled in the United
States, an appointment
of a domestic
representative is attached.
*(Designation must be
a separate document from
Assignment.)*

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3) City State/Country Zip Code

Application Number(s) or Patent Number(s)

Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

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J1040 U.S. PRO
09/89904
07/03/01

ASSIGNMENT OF PATENT APPLICATION

SOLE

WHEREAS, Lilac Muller, of 96 Canon Park Drive, Boulder, CO 80302; hereinafter referred to as "Assignor," is the inventor of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: **BISTABLE MICROMIRROR WITH CONTACTLESS STOPS**

Date(s) of execution of Declaration: April 13, 2001

Filing Date: / /

Application No.: ; and

WHEREAS, Network Photonics, Inc., located at 4775 Walnut Street, Boulder, CO, 80301, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignor, Assignor has assigned, and by these presents does assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on any patent application claiming priority from the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignor had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

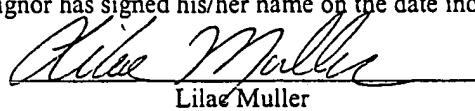
Assignor further agrees that Assignor will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignor hereby authorizes and requests Townsend and Townsend and Crew LLP, Two Embarcadero Center, 8th Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

Assignment
Attorney Docket No.: 19930-003200US
Page 2

IN TESTIMONY WHEREOF, Assignor has signed his/her name on the date indicated.

Dated: 4/13/01


Lilac Muller

STATE OF COLORADO)
) ss.
COUNTY OF Boulder)

On April 13, 2001, before me, Kathy L. Gonzales, personally appeared Lilac Muller, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.


NOTARY PUBLIC

My Commission Expires April 7, 2004
My Commission Expires: _____

4775 Walnut Street
Boulder, CO 80301